1 2 The Honorable James L. Robart 3 4 5 6 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE 7 8 NAUTICA CONDOMINIUM OWNERS No. 2:15-CV-01788-JLR 9 ASSOCIATION, a Washington non-profit STIPULATION AND [PROPOSED] 10 corporation, ORDER OF DISMISSAL 11 Plaintiff. 12 v. CONSOLIDATED WITH: 13 ASPEN SPECIALTY INSURANCE COMPANY, a North Dakota corporation; No. 2:16-CV-01983 14 CERTAIN UNDERWRITERS AT LLOYDS, No. 2:17-CV-00082 LONDON SUBSCRIBING TO POLICY NOS. EQ032763, EQ032764, WB0002584, 15 and 46-7500057326-S-00; CHUBB CUSTOM INSURANCE COMPANY, a New 16 Jersey corporation; HARTFORD FIRE 17 INSURANCE COMPANY, a Connecticut corporation; UNITED STATES FIRE 18 INSURANCE COMPANY, a Delaware corporation; STARR SURPLUS LINES 19 INSURANCE COMPANY, an Illinois corporation; WESTCHESTER SURPLUS 20 LINES INSURANCE COMPANY, a Georgia corporation; and DOE INSURANCE 21 COMPANIES 1-10. 22 Defendants. 23

STIPULATION AND ORDER OF DISMISSAL - 1 S/FILES/Phillips Real Estate (Nautica) 15111/Pleadings/171205 Stip and Order of Dismissal.docx

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T. **STIPULATION** 1 2 United States Fire Insurance Company (hereinafter "U.S. Fire") and Nautica 3 Condominium Owners Association (hereinafter "Nautica"), by and through their counsel of 4 record, hereby stipulate that any and all claims against U.S. Fire should be dismissed with 5 prejudice and without an award of costs or fees. 6 DATED this 5th day of January, 2018. 7 8 STEIN, SUDWEEKS & HOUSER LETHER & ASSOCIATES, PLLC /s/ Thomas Lether 9 /s/ Daniel S. Houser Thomas Lether, WSBA #18089 Daniel S. Houser, WSBA #32327 /s/ Eric J. Neal 2701 First Ave. Suite 430 10 Eric J. Neal, WSBA # 31863 Seattle, WA 98121 1848 Westlake Avenue N, Suite 100 dstein@condodefects.com 11 Seattle, WA 98109 justin@condodefects.com P: (206) 467-5444/F: (206) 467-5544 12 dhouser@condodefects.com tlether@letherlaw.com Attorneys for Plaintiff enal@letherlaw.com 13 Attorneys for Defendant United States Fire Insurance Company 14 15 16 17 18 19 20 21 22 23

1 Π. **ORDER** 2 Based on the foregoing stipulation and FRCP 41(a)(2), it is hereby ORDERED that the 3 claims among and between Nautica and U.S. Fire are dismissed from this action with prejudice 4 and without costs to any party. 5 DONE IN OPEN COURTAnis day of JAN, , 2018. 6 7 The Honorable James L. Robart 8 9 Presented By: 10 STEIN, SUDWEEKS & HOUSER LETHER & ASSOCIATES, PLLC 11 /s/ Thomas Lether /s/ Daniel Houser 12 Thomas Lether, WSBA #18089 Daniel S. Houser, WSBA #32327 Eric J. Neal, WSBA # 31863 2701 First Ave. Suite 430 13 1848 Westlake Avenue N, Suite 100 Seattle, WA 98121 Seattle, WA 98109 dstein@condodefects.com 14 P: (206) 467-5444/F: (206) 467-5544 justin@condodefects.com tlether@letherlaw.com dhouser@condodefects.com 15 enal@letherlaw.com Attorneys for Plaintiff Attorneys for Defendant United States 16 Fire Insurance Company 17 18 19 20 21 22 23